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IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR.

W.P. NO. 925 /04

Single Bench

PETITIONERS
PLAINTIFFS

- : 1. Rangdeo Singh S/o. Jagatoo Singh
aged about 55 years.
2. Devdhar Singh S/o. Jagatoo Singh
aged about 45 years.
3. Rajendra Singh S/o. Jagatoo Singh
aged about 40 years.

All are resident of village
Bilaspur, P.H. No. 12, Tah.
Kunkuri, Distt. Jashpur (C.G.).

VERSUS

RESPONDENTS
DEFENDANTS

- : 1. Devkumar Singh S/o. Jagatoo
Singh, aged about 58 years,
R/o. village Bilaspur, Tah.
Kunkuri, Distt. Jashpur (C.G.).
2. State of Chhattisgarh
Through - Collector, Jashpur,
Distt. Jashpur (C.G.).

PETITION UNDER ARTICLE 227 OF CONSTITUTION OF INDIA.

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23/3/04

Clerk to A. G. Bilaspur

P. R. No. 925/04
Presented by Shri. H. S. Singh
dated 23.03.04

आदेश पत्रक

मामला क्रमांक W.P. No. 9251 सन् 2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	16.04.2004 Shri J.K. Shastri, counsel for the petitioners. Shri Sanjay S. Agrawal, Panel Lawyer for the State on advance copy. Application for urgent hearing is allowed. Heard. This petition under Article 227 of the Constitution of India is filed against the order dated 07.11.2003 passed by IInd Additional District Judge, Jashpur, in Misc. Civil Appeal No.7/2003 whereby the application filed under Order 39 Rule 1 and 2 of C.P.C. for grant of temporary injunction has been rejected. The petitioners filed the suit for declaration of title, possession and permanent injunction before the Civil Court. They have also filed an application for grant of temporary injunction. The respondent No.1 replied the same. The trial Court has dismissed the said application. The petitioners challenged the same before the First Appellate Court and the appeal has also been dismissed. The learned Court below prima facie found that there is neither balance of convenience in favour of the petitioner nor any irreparable loss caused to him. Having considered the facts and circumstances of the case and material on record and without expressing any thing on	

[पीछे देखिये]

आदेश पत्रक

मामला क्रमांक

सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित — २ —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	merits, in the opinion of this Court, ends of justice will be served if a direction is given to the trial Court to decide the case on its own merits as early as possible preferable within six months from the date of production of the certified copy of this order. It is made clear that the trial Court shall decide the case on merits in accordance with law without being influenced by ~~any of the observations~~ the remarks made in this order. <i>un-judged orders</i> Subject to what has been stated above, this petition stands disposed of. Accordingly, M.W.P.No.2037/2004 also stands disposed of. Certified copy as per rules.	Sd/- Fakhruddin Judge

[पीछे देखिये]